

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Elsie Arntzen, on April 5, 2011 at 9:00 A.M., in Room 172 Capitol

ROLL CALL

Members Present:

Rep. Elsie Arntzen, Chairman (R)
Rep. Tom Berry, Vice Chairman (R)
Rep. Carlie Boland (D)
Rep. Christy Clark (R)
Rep. Virginia Court (D)
Rep. Timothy Furey (D)
Rep. Edward Greef (R)
Rep. Harry Klock (R)
Rep. Michele Reinhart (D)
Rep. Matthew M. Rosendale Sr (R)
Rep. Daniel R. Salomon (R)
Rep. Sterling Small (R)
Rep. Carolyn Squires (D)
Rep. Gordon Vance (R)

Members Excused: Rep. Chuck Hunter, Vice Chairman (D)
Rep. Pat Noonan (D)

Members Absent: Rep. Lila Walter Evans (R)
Rep. Jonathan McNiven (R)
Rep. Scott Reichner (R)
Rep. Cary Smith (R)
Rep. Jeffery W. Welborn (R)

Staff Present: Bart Campbell, Legislative Branch
KarenDe Herman, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 331, 4/1/2011; SB 418, 4/1/2011
Executive Action: SB 331; SB 418

00:02:37 Rep. Smith entered.

HEARING ON SB 331

Opening Statement by Sponsor:

00:03:36 Sen. Larry Jent (D), SD 32, opened the hearing on SB 331, Generally revise surplus lines insurance law.

00:04:04 Rep. Noonan entered.

Proponents' Testimony:

00:10:24 Jesse Laslovich, State Auditor's Office

EXHIBIT(buh76a01)

00:14:24 Rep. Smith left.

00:16:20 Chairwoman Arntzen

00:16:33 Mr. Laslovich

00:17:40 Jacqueline Lenmark, National Association of Professional Surplus Lines Offices, Limited (NAPSLO), American Insurance Association (IAI)

EXHIBIT(buh76a02)

00:24:34 Bob Biskupiak, Executive Director, Independent Insurance Agents Association of Montana (IIAM), Montana Surplus Lines Agents Association

EXHIBIT(buh76a03)

00:26:04 Rep. Noonan left. Rep. Furey left.

00:28:30 Rep. Reinhart left.

Opponents' Testimony: none

Informational Testimony: none

Questions from Committee Members and Responses:

00:29:59 Rep. Clark

00:30:21 Ms Lenmark

00:31:07 Rep. Clark

00:31:12 Rep. Furey entered.

00:31:28 Ms Lenmark

00:32:53 Chairwoman Arntzen

00:33:12 Mr. Laslovich

00:33:51 Chairwoman Arntzen

00:34:07 Mr. Laslovich

00:35:06 Chairwoman Arntzen

00:35:28 Mr. Laslovich

00:36:18 Rep. Greef

00:36:38 Rep. Smith entered.

00:36:49 Mr. Laslovich

00:37:11 Rep. Clark left.

Closing by Sponsor:

00:38:02 Senator Jent

00:38:27 Rep. Clark entered.
00:39:20 Rep. Reinhart entered.
00:40:00 Rep. Smith left.
00:40:12 Rep. Welborn entered.
00:40:22 Chairwoman Arntzen
00:40:30 Senator Jent
00:40:42 Chairwoman Arntzen

HEARING ON SB 418

Opening Statement by Sponsor:

00:41:24 Sen. Art Wittich (R), SD 35, opened the hearing on SB 418, Referendum to prohibit health insurance purchase requirement.

EXHIBIT(buh76a04)

00:41:31 Reps. Noonan and Smith entered.
00:41:59 Rep. Hunter entered.
00:43:59 Rep. Noonan left.

Proponents' Testimony:

00:44:51 Roger Nummerdor, Helena, Montana

Opponents' Testimony: none

Informational Testimony:

00:45:57 Kevin McRae, Montana University System

Questions from Committee Members and Responses:

00:46:37 Rep. Reinhart
00:47:37 Sen. Wittich
00:48:54 Rep. McNiven entered.
00:49:42 Rep. Reinhart
00:49:55 Sen. Wittich
00:50:58 Rep. Reinhart
00:51:08 Sen. Wittich
00:51:49 Rep. Smith
00:52:15 Sen. Wittich
00:53:03 Rep. Smith
00:53:41 Sen. Wittich

Closing by Sponsor:

00:54:05 Sen. Wittich

00:54:21 Chairwoman Arntzen
00:54:31 Sen. Wittich

EXECUTIVE ACTION ON SB 418

00:54:47 Chairwoman Arntzen

00:55:43 **Motion:** Rep. Berry moved that **SB 418 BE CONCURRED IN.**

00:55:51 **Motion:** Rep. Berry moved that **SB 418 BE AMENDED.**
(SEE EXHIBIT 4)

Discussion:

00:56:04 Chairwoman Arntzen

00:56:11 Rep. Squires

00:56:38 Rep. Furey

00:56:55 Rep. Hunter

00:57:14 Rep. Clark

00:57:39 Chairwoman Arntzen

00:57:43 Rep. Hunter

00:58:08 Rep. Clark

00:58:26 Rep. Hunter

00:58:35 Bart Campbell

01:00:02 Rep. Berry

01:00:20 Chairwoman Arntzen

01:00:28 Rep. Smith

01:01:23 Chairwoman Arntzen

01:01:38 **Vote:** Motion carried 19-0 by voice vote, present and voting.

01:02:03 **Motion:** Rep. Berry moved that **SB 418 BE CONCURRED IN AS AMENDED.**

Discussion:

01:02:10 Rep. Noonan

01:02:38 Chairwoman Arntzen

01:03:25 **Vote:** Motion carried 12-9 by roll call vote with Rep. Berry, Rep. Boland, Rep. Court, Rep. Furey, Rep. Hunter, Rep. Reinhart, Rep. Salomon, Rep. Squires and Rep. Welborn voting no. Rep. Evans and Rep. Reichner voted by proxy. Rep. Smith will carry the bill.

01:05:28 Chairwoman Arntzen

EXECUTIVE ACTION ON SB 331

01:05:44 **Motion:** Rep. Berry moved that **SB 331 BE CONCURRED IN.**

01:05:54 **Motion/Vote:** Rep. Berry moved that **SB 331 BE AMENDED.** Motion carried 19-0 by voice vote, present and voting.
(SEE EXHIBIT 1)

01:06:43 **Motion:** Rep. Berry moved that **SB 331 BE CONCURRED IN AS AMENDED.**

Discussion:

01:06:51 Rep. Berry
01:07:51 Chairwoman Arntzen
01:08:50 Mr. Laslovich
01:09:21 Chairwoman Arntzen
01:09:26 Mr. Laslovich
01:09:35 Chairwoman Arntzen
01:09:41 Mr. Laslovich
01:10:29 Chairwoman Arntzen
01:10:38 Mr. Laslovich
01:10:58 Rep. Clark
01:11:08 Mr. Laslovich
01:11:45 Rep. Clark
01:11:50 Bart Campbell
01:12:24 Mr. Laslovich
01:12:36 Chairwoman Arntzen
01:12:45 Mr. Laslovich

01:12:59 **Vote:** Motion carried 19-0 by voice vote, present and voting. Rep. Berry will carry the bill.

01:13:33 Chairwoman Arntzen

ADJOURNMENT

Adjournment: 01:14:48

KarenDe Herman, Secretary

kdh

Additional Exhibits:

EXHIBIT([buh76a05](#))

Additional Documents:

EXHIBIT([buh76aad.pdf](#))